

House Bill 1374

By: Representative Jackson of the 161st

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia
2 Annotated, relating to fair business practices, so as to require retail businesses to refund cash
3 or credit card charges on certain consumer purchases; to provide for a definition; to provide
4 for penalties; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated,
9 relating to fair business practices, is amended by adding a new Code section to read as
10 follows:

11 "10-1-393.8.

12 (a) As used in this Code section, the term 'merchant' means any person who offers goods,
13 wares, or merchandise for sale in this state to the public and shall include an employee of
14 a merchant.

15 (b) A merchant shall be prohibited from denying a consumer a cash refund or refund to the
16 consumer's credit card, depending on method of payment, upon return of goods, wares, or
17 merchandise in same condition as purchased within 72 hours of such purchase, provided
18 the total of such purchase is \$1,000.00 or less.

19 (c) A merchant shall be in violation of this Code section if the consumer is required to
20 accept an in-store credit.

21 (d) Any merchant who violates the provisions of this Code section shall be subject to the
22 penalties provided in this part."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.